

Senate Study Bill 1103 - Introduced

SENATE FILE _____
BY (PROPOSED COMMITTEE ON
STATE GOVERNMENT BILL BY
CHAIRPERSON SMITH)

A BILL FOR

1 An Act concerning persons voluntarily excluded from gambling
2 facilities.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 99D.7, subsection 23, Code 2017, is
2 amended to read as follows:

3 23. To require licensees to establish a process to allow a
4 person to be voluntarily excluded ~~for life~~ from the wagering
5 area of a racetrack enclosure and from the gaming floor, as
6 defined in section 99F.1, of all other licensed facilities
7 under this chapter and chapter 99F as provided in this
8 subsection. The process shall provide that an initial request
9 by a person to be voluntarily excluded shall be for a period
10 of five years or life and any subsequent request following any
11 five-year period shall be for a period of five years or life.
12 The process established shall also require that a licensee
13 disseminate information regarding persons voluntarily excluded
14 to all licensees under this chapter and chapter 99F. The state
15 and any licensee under this chapter or chapter 99F shall not
16 be liable to any person for any claim which may arise from this
17 process. In addition to any other penalty provided by law, any
18 money or thing of value that has been obtained by, or is owed
19 to, a voluntarily excluded person by a licensee as a result of
20 wagers made by the person after the person has been voluntarily
21 excluded shall not be paid to the person but shall be credited
22 to the general fund of the state.

23 Sec. 2. Section 99F.4, subsection 22, Code 2017, is amended
24 to read as follows:

25 22. To require licensees to establish a process to allow
26 a person to be voluntarily excluded ~~for life~~ from the gaming
27 floor of an excursion gambling boat and from the wagering
28 area, as defined in section 99D.2, and the gaming floor of all
29 other licensed facilities under this chapter and chapter 99D
30 as provided in this subsection. The process shall provide
31 that an initial request by a person to be voluntarily excluded
32 shall be for a period of five years or life and any subsequent
33 request following any five-year period shall be for a period of
34 five years or life. The process established shall also require
35 that a licensee disseminate information regarding persons

1 voluntarily excluded to all licensees under [this chapter](#) and
2 chapter 99D. The state and any licensee under [this chapter](#) or
3 chapter 99D shall not be liable to any person for any claim
4 which may arise from this process. In addition to any other
5 penalty provided by law, any money or thing of value that has
6 been obtained by, or is owed to, a voluntarily excluded person
7 by a licensee as a result of wagers made by the person after the
8 person has been voluntarily excluded shall not be paid to the
9 person but shall be credited to the general fund of the state.

10 Sec. 3. GAMBLING SELF-EXCLUSION — REVOCATION. A person
11 who has been voluntarily excluded for life from a racetrack
12 enclosure, an excursion gambling boat, and all other licensed
13 facilities under Code chapters 99D and 99F pursuant to the
14 process established in Code sections 99D.7 and 99F.4 prior to
15 the effective date of this Act may revoke the exclusion by
16 filing a form with the racing and gaming commission in a manner
17 as prescribed by the racing and gaming commission. A person
18 may revoke the voluntary exclusion only if the person has been
19 voluntarily excluded for a period of at least five years.

20	EXPLANATION
----	-------------

21 The inclusion of this explanation does not constitute agreement with
22 the explanation's substance by the members of the general assembly.

23 This bill concerns the process by which a person can be
24 voluntarily excluded from a racetrack enclosure under Code
25 chapter 99D and from an excursion gambling boat and all other
26 licensed facilities under Code chapter 99F.

27 The bill provides that a person who is voluntarily excluded
28 shall be excluded only from the wagering area and gaming floor
29 of a licensed facility under Code chapters 99D and 99F.

30 The bill provides that an initial request to be voluntarily
31 excluded shall be for a period of five years or for life and any
32 subsequent request by that person after any five-year period
33 shall be for five years or life. Under current law, a request
34 to be voluntarily excluded is for life.

35 The bill also provides that for a person who has been

S.F. _____

1 voluntarily excluded for life from a gambling facility prior
2 to the effective date of the bill, the person may have the
3 exclusion revoked by filing a form with the racing and gaming
4 commission if the person has been excluded for at least five
5 years.